

**DECLARATION FOR UTILITY OR  
DESIGN PATENT APPLICATION  
(37 CFR 1.63)**

Attorney Docket No.	A-64360-1/TAL/CYO
First Named Inventor	Roland BUELOW
<b>COMPLETE IF KNOWN</b>	
Application Number	09/028,083
Filing Date	February 23, 1998
Art Unit	1644
Examiner Name	Marlaine DiBrino

As a below named inventor, I hereby declare that my mailing address and citizenship are as stated below.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

**CYTOMODULATING LIPOPHILIC PEPTIDES FOR MODULATING IMMUNE SYSTEM ACTIVITY AND INHIBITING  
INFLAMMATION**

the specification of which

☐ is attached hereto:

**OR**

☒ was filed on (MM/DD/YYYY) 02/23/1998 as United States Application Number 09/028,083 or PCT International Application Number \_\_\_\_\_ and was amended on (MM/DD/YYYY) 07/17/1998, 08/11/2000, 04/25/2001, 12/28/2001, 06/10/2002, 09/17/2002, 06/24/2003, 09/29/2003 and 11/13/2003 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for continuation-in-part application, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

**PRIOR FOREIGN APPLICATIONS**

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

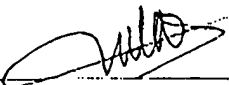
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**PRIOR PROVISIONAL APPLICATIONS**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN PATENT APPLICATION  
1125839\_1.DOC

NAME OF THIRD INVENTOR		<input type="checkbox"/> A Petition has been filed for this signed inventor	
Given Name (First and Middle) Bernard		Family Name or Surname CALAS	
Inventors's Signature 		Date 26/12/2003	
Residence: City Montpellier	State	Country France	Citizenship France
Mailing Address 360 Avenue du Père Prévost			
City 34090 Montpellier	State	Zip	Country France
NAME OF FOURTH INVENTOR		<input type="checkbox"/> A Petition has been filed for this signed inventor	
Given Name (First and Middle)		Family Name or Surname	
Inventors's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	Zip	Country
NAME OF FIFTH INVENTOR		<input type="checkbox"/> A Petition has been filed for this signed inventor	
Given Name (First and Middle)		Family Name or Surname	
Inventors's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	Zip	Country

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled CYTOMODULATING LIPOPHILIC PEPTIDES FOR MODULATING IMMUNE SYSTEM ACTIVITY AND INHIBITING INFLAMMATION,

the specification of which

(check ☐ is attached hereto.  
one)

☒ was filed on February 23, 1998 as  
Application Serial No. 09/028,083  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>08/838,916</u>	<u>April 11, 1997</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Harold C. Hohbach, Reg. No. 17,757; Aldo J. Test, Reg. No. 18,048; Thomas O. Herbert, Reg. No. 18,612; Donald N. MacIntosh, Reg. No. 20,316; Jerry G. Wright, Reg. No. 20,165; Edward S. Wright, Reg. No. 24,903; David J. Brezner, Reg. No. 24,774; Richard E. Backus, Reg. No. 22,701; James A. Sheridan, Reg. No. 25,435; Robert B. Chickering, Reg. No. 24,286; Gary S. Williams, Reg. No. 31,066; Richard F. Trecartin, Reg. No. 31,801; Walter H. Dreger, Reg. No. 24,190; Steven F. Caserza, Reg. No. 29,780; William S. Galliani, Reg. No. 33,885; Laura L. Kulhanjian, Reg. No. 33,257; Julian Caplan, 14,785; Mark T. Kresnak, Ph.D., Reg. No. P-42,767; provided that if any one of said attorneys ceases being affiliated with the law firm of Flehr Hohbach Test Albritton & Herbert LLP as partner, employee or of counsel, such attorney's appointment as attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

Direct all telephone calls to David J. Brezner at (415) 781-1989.

Address all correspondence to:

FLEHR HOHBACH TEST  
ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111

File No. A-64360-1/DJB/MTK

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or  
first inventor:

Roland Buelow

Inventor's signature:

Date:

Residence:

2747 Ross Road, Palo Alto, CA 94303

Citizenship:

German

Post Office Address:

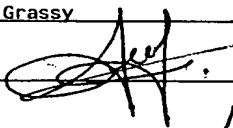
2747 Ross Road

Palo Alto, CA 94303

Full name of second joint  
inventor, if any:

Gérard Grassy

Inventor's signature:



Date:

17 June 1998

Residence:

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Citizenship:

French

Post Office Address:

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34470 Perols, France

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION  
Page 2

Full name of third joint  
inventor, if any:

Bernard Calas

Inventor's signature:



Date:

Residence:

360 avenue due Père Prévost, 34090 Montpellier, France

Citizenship:

French

Post Office Address:

360 avenue due Père Prévost

34090 Montpellier, France

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(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
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Full name of sole or  
first inventor:

Roland Guelon

Inventor's signature:

*Roland Guelon*

Date:

4/20/98

Residence:

2747 Ross Road, Palo Alto, CA 94303

Citizenship:

German

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Palo Alto, CA 94303

Full name of second joint  
inventor, if any:

Gérard Grassy

Inventor's signature:

Date:

Residence:

32 rue du Pradas, 34470 Perols, France

Citizenship:

French

Post Office Address:

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34470 Perols, France

DECLARATION AND POWER OF ATTORNEY  
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Page 2

Full name of third joint  
inventor, if any:

Bernard Calas

Inventor's signature:

Date:

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Citizenship:

French

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